

Proposed Submission Response Form

PLEASE USE BLACK INK TO COMPLETE THIS FORM
Please refer to the 'Guidance notes on completing the Representation Form'

From 16 March to 9 May 2022 you can make representations on the soundness and legal compliance of the Proposed Submission Local Plan. All comments must be received by 11:59pm on 9 May 2022. Responses made at this stage will be treated as formal representations and considered by an independent Planning Inspector; late submissions are unlikely to be considered by the Inspector.

Where possible we prefer people to use the online consultation system.

You can access the Plan online via <https://www.n-kesteven.gov.uk/central-lincolnshire/local-plan-review/> or via <https://central-lincs.inconsult.uk/CLLP.Proposed.Submission./consultationHome>. However, if you cannot use the online system, then your views can be made by email or through the post, preferably using this form.

PART A: YOUR DETAILS

Important information about data protection:

Any comments you make as part of the consultations into the Central Lincolnshire Local Plan will be made public as it is a statutory requirement to publish comments. We will publish these online. If you have any concerns then please contact us. The Councils will however remove personal email addresses, postal addresses, telephone numbers and signatures. Your information will be retained by the Councils as part of our statutory plan making duty, until no later than six months after the Plan is adopted, at which point your information will be securely deleted / destroyed. We will consult you at subsequent stages of the Plan's preparation to seek further comments from you and to keep you informed. If you do not wish to be contacted at subsequent stages of the Plan, please let us know using the contact details at the top of this page. **By submitting this form you are agreeing to these conditions.**

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Signature: P. Hughes	Date: 5 May 2022

We will send all correspondence by email if you provide us with your email address. If Agent details are provided, we will send all correspondence to them.

Do you wish to be notified of any of the following? (Please tick as appropriate)

The Submission of the Local Plan for independent examination:

☒

The Publication of the Inspector's Report:

☒

The Adoption of the Local Plan:

☒

Please note your representation should cover succinctly all the information, evidence and supporting information

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necessary to support/justify the representation and the suggested change. **After this stage, further submissions will be only at the request of the Inspector, based on the matters and issues he/she identifies for examination.**

PART B: QUESTIONS

ONE FORM SHOULD BE COMPLETED FOR EACH REPRESENTATION

Q1. To which part of the Local Plan or Sustainability Appraisal (SA) does this representation relate?

Paragraph	3.5.7, 3.5.8, 3.5.9	Policy	S19	Policies Map		SA	
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Q2. Do you consider the following to be legally compliant?

Local Plan	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Don't know	<input type="checkbox"/>
Sustainability Appraisal (SA)	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Don't know	<input type="checkbox"/>

Q3. Do you consider the Local Plan is:

Positively Prepared	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Don't know	<input type="checkbox"/>
Justified	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Don't know	<input type="checkbox"/>
Effective	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Don't know	<input type="checkbox"/>
Consistent with national policy	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Don't know	<input type="checkbox"/>
In compliance with the Duty to Co-Operate	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>	Don't know	<input type="checkbox"/>

Q4. If you answered 'No' to question 2 or 3 above, please give details below. Please be as precise as possible and follow guidance in our note 'Guidance notes on completing the Representation Form'. If you answered 'yes' or 'don't know', you can also use this box to set out details of your representation on the Local Plan or SA.

Policy S19 Fossil Fuel Exploration, Extraction, Production or Energy Generation is considered unacceptable. It acknowledges its own limitations (para. 3.5.8) as it attempts to influence the proper planning of minerals in this part of the county. Lincolnshire County Council (LCC) has the sole power to decide such proposals as the Mineral Planning Authority, using the adopted Lincolnshire Minerals and Waste Local Plan (LMWLP). If Central Lincolnshire wishes to change the relevant policy, it should work with LCC during the forthcoming review of the LMWLP. As it stands, the policy will be confusing to developers and the public as it creates a parallel narrative. Nor does it provide any examples of development which could realistically be addressed by the policy. The approach is also at odds with the spirit of paragraph 1.5.3 of the proposed submission Local Plan which seeks to ensure that the Local Plan and other plans are 'as closely aligned as possible and that strategies support each other' (with the Lincolnshire Minerals and Waste Local Plan specifically identified).

Paragraph 3.5.7 implies that Policy M9 of the LMWLP is out of date. It then tries to justify this by stating that the legislative and policy context has evolved but fails to identify any such changes. The

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fact that Nottinghamshire County Council has recently adopted (25 March 2021) a similar policy to Lincolnshire's is testament to the fact that Policy M9 is still in conformity with the NPPF (para. 215) which states:

"Minerals planning authorities should:

- a) when planning for on-shore oil and gas development, clearly distinguish between, and plan positively for, the three phases of development (exploration, appraisal and production), whilst ensuring appropriate monitoring and site restoration is provided for;"

The background evidence report for Policy S19 is misleading and misapplies the NPPFs objectives in relation to mitigating and adapting to climate change, moving to a low carbon economy, and its stricter stance on coal extraction, to justify a blanket presumption against all fossil fuel exploration, extraction, production or energy generation. The government's Energy White Paper: 'Powering our net zero future' published December 2020 includes a key commitment in relation to oil and gas to "take powers to ensure we maintain a secure and resilient supply of fossil fuels during the transition to net zero emissions." The proposed blanket refusal for any proposal for fossil fuel-based exploration, extraction, production or energy generation in Policy S19 is clearly contrary to the NPPF.

In summary, S19 and associated paragraphs are **unsound** as they are:

- not positively prepared (does not meet need);
- unjustified (inappropriate);
- ineffective (not deliverable); and,
- inconsistent with national policy (NPPF).

Q5. If you answered 'No' to question 2 or 3 above, please set out what change(s) you consider necessary, and why, to make the Local Plan or SA legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording for any policy or text. Please be as precise as possible.

Policy S19, paras. 3.5.7, 3.5.8 and 3.5.9 should all be deleted and replaced with the following text:

"The Central Lincolnshire Joint Strategic Planning Committee will work in partnership with Lincolnshire County Council when reviewing fossil fuel extraction in the Lincolnshire Minerals and Waste Local Plan".

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(Continue on a separate sheet if necessary)

Q6. It is important to note that written and oral representations carry exactly the same weight and will be given equal consideration in the examination. As such, do you consider it necessary to participate at the oral part of the examination?

☒

No I do not wish to participate at the oral examination

☐

Yes I do wish to participate at the oral examination

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